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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

E-FILED - 8/23/06

FARIDA KHAN,

Plaintiff,

v.

MICHAEL CHERTOFF, Secretary,
 EMILIO T. GONZALEZ, Director, CIS
 DAVID N. STILL, District Director,
 FRANK SICILIANO, Officer in Charge
 Department of Homeland Security,

Defendants.

No. C 06-3640 RMW

**STIPULATION TO DISMISS AND
 [] ORDER**

Plaintiff, by and through her attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services is now prepared to adjudicate Plaintiff's application for naturalization and agrees to adjudicate such application within 30 days of the dismissal of this action.

Each of the parties shall bear their own costs and fees.

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Stip. Dismissal
 C06-3640 RMW

1 Dated: July 26, 2006

Respectfully submitted,

2 KEVIN V. RYAN
United States Attorney

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4 /s/
ILA C. DEISS
5 Assistant United States Attorney
6 Attorneys for Defendants

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8 Dated: July 26, 2006

9 /s/
EDWARD R. LITWIN
Attorney for Plaintiff

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12 **ORDER**

13 Pursuant to stipulation, IT IS SO ORDERED.

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15 Date: 8/23/06

16 /s/ Ronald M. Whyte
RONALD M. WHYTE
17 United States District Judge